February 17, 2015

Minutes of the public meeting of the Mayor and Council of the Borough of Dunellen held on February 17, 2015.

Mayor Robert J. Seader called the meeting to order at 7:30 p.m. and he led the Pledge of Allegiance.

Municipal Clerk William Robins read the Sunshine Statement and called the Roll.

Present: Mayor Robert J. Seader, Kenneth Baudendistel, Kenneth Bachorik, Kenneth Bayer, Jason Cilento and Joseph Petracca

Absent: Thomas Cote

On the motion of Mr. Bachorik and seconded by Mr. Petracca it was moved to accept the minutes of February 2, 2015.

Yes: Baudendistel, Petracca, Cilento and Bachorik

Abstain: Bayer

On the motion of Mr. Cilento and seconded by Mr. Bachorik it was moved to accept the following:

ORDINANCE 2015-01

BOROUGH OF DUNELLEN

The following ordinance was introduced for first reading at a meeting of the Governing Body of the Borough of Dunellen, in the County of Middlesex, State of New Jersey, held on February 2, 2015. It is now being further considered for final passage, after public hearing thereon, at a meeting of said governing body being held in Municipal Building, 355 North Avenue, Dunellen, New Jersey, in said County, on February 17, 2015 at 7:30 p.m. During the week prior to and up to and including the date of such meeting copies of the full ordinance have been available at no cost and during regular business hours, at the Clerk's office for the members of the general public who have requested the same.

AN ORDINANCE AMENDING IN PART THE PARKING METER ORDINANCE AND AMENDMENTS THERETO OF THE BOROUGH OF DUNELLEN, COUNTY OF MIDDLESEX, STATE OF NEW JERSEY

The language of Ordinance #07-01 will be amended as follows:

WHEREAS, Section II Schedule "A" of said ordinance set forth certain rates for parking lots and/or parking areas located as Skinner Plaza and also between Washington Avenue and North Avenue behind the building currently designated as the "Towne Pharmacy" and being further described as set forth below in Schedules "A," "B," and "C";

BE IT ORDAINED, by the Borough Council of the Borough of Dunellen, County of Middlesex, and State of New Jersey, that said Section Schedule "A" of Ordinance 2012-15, Adopted on November 19, 2012, which amended Ordinance #07-01, Adopted on February 5, 2007, which itself amended Ordinance 05-11, Adopted on August 8, 2005, shall be amended as follows:

SCHEDULE "A"

Name of Street	Side	Time Limits	Rate	Location
Skinner Plaza/New Market Road	South	See Below	\$45.00 per month/per resident/\$55 per month for non- residents	From Skinner Plaza to New Market Road in Accordance with Schedule "B" attached hereto
Washington Avenue/North Avenue	East	See Below	\$45.00 per month/per resident/\$55.00 per month for non- residents	Avenue (East) intersecting with North Ave. (South) adjacent to Towne Pharmacy bldg. In accordance with Schedule "C" attached

- A. Hours of operation for all lots are Monday through Friday, 6:00 a.m. to 6:00 p.m. PARKING IS FREE IN THE LOTS ON SATURDAY AND SUNDAY.
- B. Pay stations parking stalls in said designated parking areas are available at the rate of \$5.00 per day.

All other parts of the above-described Ordinances 2012-15, 05-11 and 07-01 shall remain as originally adopted.

At this point, Mayor Seader opened the meeting for public comment on the ordinance. No one from the public spoke. This portion was closed.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Cilento and seconded by Mr. Baudendistel it was moved to accept the following:

02-17-2015: #1

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The bills, as per the attached list, are hereby authorized for payment.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Baudendistel and seconded by Mr. Cilento it was moved to accept the following:

02-17-2015: #2

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The Municipal Clerk is hereby authorized to issue a food handler's license to:

Grab & Go Convenient Store LLC 318 North Avenue Dunellen, NJ 08812

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Cilento and seconded by Mr. Baudendistel it was moved to accept the following:

02-17-2015: #3

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Whereas, the Local Public Contracts Law of the State of New Jersey (NJSA 40A:11-1 et seq.) establishes standards and procedures for the awards of contracts and the purchase of goods and services which are to be paid with public funds; and

Whereas, it has been determined a need exists to properly maintain the playing fields, lawns, and landscaping of Columbia Park; and

Whereas, NJSA 40A:11-6.1 requires, where practicable, the solicitation of quotations for purchases estimated to be in excess of \$2,625 or more but less than \$17,500, and

Whereas, quotes were received from:

Natural Green Lawn Care of Bridgewater
Live Oak Landscape Contractors, Piscataway
Landscape Maintenance Serv., Hillsborough
\$7,325.00
\$8,095.00
\$10,450.00

Whereas, the Dunellen Board of Education, per agreement with the Borough, said agreement entered into on 21 February 2005, will be responsible for payment of one-half of the lawn maintenance contract.

Whereas, \$7,325.00 for said lawn maintenance program have been certified as available from the Chief Financial Officer, to be charged to Account #024-1020-205.

Whereas, this contract will run for twelve months, beginning this date. This contract will be reviewed yearly and renewal is subject to the availability of funds in a succeeding budget.

Now therefore be it resolved that Natural Green is hereby authorized to undertake the fertilization and field maintenance in Columbia Park at a cost not to exceed \$7,325.00 per year, one-half to be paid by the Borough of Dunellen and one-half by the Dunellen Board of Education.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Baudendistel and seconded by Mr. Cilento it was moved to accept the following:

02-17-2015: #4

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Natural Green of Bridgewater, NJ, is awarded a contract for field, lawn, and landscaping of McCoy Park for 2015, at a cost not to exceed \$2,225.00.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Bachorik and seconded by Mr. Cilento it was moved to accept the following:

02-17-2015: #5

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The Dunellen-Green Brook Rotary Club is hereby approved to hold a 50/50 Cash Raffle on April 27, 2015, drawing to be held at the Dunellen Theater and Cinema Café.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Baudendistel and seconded by Mr. Bayer it was moved to accept the following:

02-17-2015: #6

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Be it resolved by the governing body of the Borough of Dunellen, New Jersey, that:

The Treasurer is hereby authorized to issue the following checks to Windels Marx Lane & Mittendorf, LLP., from the Interim Cost Agreement Escrow Account for work done toward redevelopment:

Windels Marx File Number	Bill Number	<u>Amount</u>
0305764-0000001	86167	\$755.53
	Total	\$755.53

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Baudendistel and seconded by Mr. Bayer it was moved to accept the following:

02-17-2015: #7

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Whereas, there exists a need to lease photocopier machines, one for the Dunellen Police Department and a second one for the Dunellen Municipal Clerk's Office; and

Whereas, a quote has been received from:

GE Capital:

- 1) Police -- \$77.00 per month, for a 60 month lease term (Account # 024-1110-205)
- 2) Clerk's Office -- \$133.00 per month, for a 60 month lease term (Account # 024-1018-205)

Total: \$210.00 per month

Whereas GE Capital has a New Jersey State Contract (#A53090 T2075) for the leasing of photocopier machines; and

The funds for this contract have been certified by the Chief Financial Officer, from April 2015 – March 2016, and continuation of the contract is subject to the availability of funds in future fiscal years.

Now, therefore, be it resolved, by the Mayor and Council of the Borough of Dunellen, that two photocopier machines be leased from GE Capital for an amount not to exceed \$210.00 for two machines per month for 60 months.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Bachorik and seconded by Mr. Cilento it was moved to accept the following:

02-17-2015: #8

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The rates for the Dunellen Sewer Utility 2015 are as follows:

Unit flat rate charge for single family residences: \$340.00, annually

Unit flat rate for multi-family residences up to four units: \$200.00 per unit, annually

For commercial properties, residential properties with more than four residential units, and mixed commercial and residential properties: \$4.165 per 1000 gallons, annually

Payment of the 2015 1st half Sewer Utility bill is due on March 1, 2015. Interest will be added to payments received after March 10, 2015. Payment of the 2015 2nd half Sewer Utility bill is due September 1, 2015. Interest will be added to payments received after September 10, 2015.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

On the motion of Mr. Cilento and seconded by Mr. Bachorik it was moved to accept the following:

02-17-2015: #9

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

Approval is granted to the Dunellen Defender Fire Company #1 to hold its annual street fair on Sunday, September 13, 2015.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento

REPORTS:

Mr. Petracca: no report

Mr. Baudendistel: 1) He left suggestions for redevelopment, produced by Robert Krause. The question is the mechanism for funneling ideas to the redeveloper. The consensus is that ideas be forwarded to Mr. Baudendistel and Mr. Bayer for initial review and then if the idea is found meritorious to be forwarded to the entire Council for review and discussion, and then forwarding Council's formulation of the idea to Mr. Liebling. Mr. Robins expressed a concern that any forwarding from the Council for delivery to the redevelopers might imply that the Council endorsed the idea and thus it would carry significant weight. It would be more than simply "passing on" and third-party suggestion. Mr. Petracca argued that the Council created a redevelopment area and it is the role of potential redevelopers to bring a plan to us, not for the Council to develop its own ideas and present them to the redeveloper. [At this point, Council reviewed a diagram of Mr. Krause's idea and had a general discussion.] Mr. Baudendistel will distill Mr. Krause's idea into bullet points and bring it back to the Council; 2) 217 Third Street appears to e abandoned. Mr. Bruder advised that the Construction Officer can monitor the property and apply the Property Maintenance Code Section, with appropriate summons and liens; 3) Do we need to wait for the Budget to be adopted before we can

knock down 227 Whittier Avenue? A question for Scott Olsen; 4) Mr. Baudendistel asked some questions to Jon Scott regarding his memo on possible Somerset Dispatch migration: topics: the need to buy new radios, FCC ending the use of certain frequencies, coverage and Somerset County willing to work with Dunellen to locate and fix any issues, bringing dispatch services back to Dunellen, importance of shared services for the Best Practices Check List, and the feasibility of the RCC study which is very costly and might be duplicated for less money.

Mr. Bayer: no report

Ron Safar: reported on the garbage truck, street sweeper, and fixing the water problem on South Avenue.

Mr. Bachorik: no report

Mr. Cilento: 1) March of Dimes Basketball program was very successful; 2) Travel Basketball program is coming along nicely; 3) Saturday program for basket, K- 5, has 65 children registered; 4) discussed with Alex Miller the batting cage in Columbia Park topic – the location is straight back between the two baseball fields; 5) Valentine's day Party was successful; 6) the Recreation Commission is discussing a t-ball field in Morecraft Park (cost: \$500).

Mayor Seader: 1) had an exit interview with Matt Phillips on Saturday who said that Mr. Cote has the OEM radio. Mr. Robins will reach out to Mr. Cote; 2) Will be meeting with North Avenue Extension property owners regarding easements on the Railroad Culvert project.

Chief Scott: brought to the Council's attention an ongoing problem with the Department being called to Gertrude Terrace for a gas leak. He asked Mr. Robins for help in encouraging PSE&G to be more responsive.

PUBLIC PORTION

No one from the public spoke.

On the motion of Mr. Bachorik and seconded by Mr. Baudendistel it was moved to accept the following:

02-17-2015: #10

BE IT RESOLVED BY THE GOVERNING BODY OF THE BOROUGH OF DUNELLEN, NEW JERSEY, THAT:

The Dunellen Borough Council Meeting of February 17, 2015 is adjourned.

Yes: Baudendistel, Petracca, Bayer, Bachorik and Cilento